

MICHIGAN SENATE

DAILY CALENDAR

TUESDAY, OCTOBER 18, 2005
10:00 a.m.

MOTIONS

1

SB 246 Sen. Emerson
School aid; fiscal year appropriations; minimum funding level for K-12 education; provide for.
Amends title & sec. 11 of 1979 PA 94 (MCL 388.1611) & adds secs. 12 & 147a.
Motion to discharge Committee on Appropriations pending.

2

SB 318 Sen. Basham
Labor; hours and wages; minimum wage; increase.
Amends sec. 4 of 1964 PA 154 (MCL 408.384).
Motion to discharge Committee on Commerce and Labor pending.

MESSAGES FROM THE GOVERNOR

3

SB 272 Sen. Switalski
Appropriations; general government; general government; provide for fiscal year 2005-2006.
Creates appropriation act.
Approved by Governor, with line items vetoed, Wednesday, September 28.
For veto message, see Senate Journal No. 87, page 1760.
Vetoed line items pending.

4

SB 271 Sen. Scott
Appropriations; human services; department of human services; provide for fiscal year 2005-2006.
Creates appropriation act.
Approved by Governor, with line items vetoed, Wednesday, September 28.
For veto message, see Senate Journal No. 87, page 1760.
Vetoed line items pending.

5

SB 264 Sen. Barcia
Appropriations; agriculture; department of agriculture; provide for fiscal year 2005-2006.
Creates appropriation act.
Approved by Governor, with line items vetoed, Wednesday, September 28.
For veto message, see Senate Journal No. 87, page 1761.
Vetoed line items pending.

MESSAGES FROM THE GOVERNOR

6

SB 274 Sen. Clarke
Appropriations; history, arts, and libraries; department of history, arts, and libraries; provide for fiscal year 2005-2006.
Creates appropriation act.
Approved by Governor, with line items vetoed, Thursday, September 29.
For veto message, see Senate Journal No. 87, page 1762.
Vetoed line items pending.

7

SB 281 Sen. Barcia
Appropriations; transportation; state transportation department; provide for fiscal year 2005-2006.
Creates appropriation act.
Approved by Governor, with line items vetoed, Friday, September 30.
For veto message, see Senate Journal No. 87, page 1762.
Vetoed line items pending.

MESSAGES FROM THE HOUSE

8

SB 356 Sen. Patterson
Public utilities; water utilities; on-site wastewater investor-owned utilities; create.
Amends sec. 5301 of 1994 PA 451 (MCL 324.5301) & adds sec. 5309a.
I.E. House, June 23, 2005.
Returned from House with House substitute (H-1), Tuesday, June 28; laid over under the rules.
Committee recommended I.E.

9

SB 419 Sen. Allen
Public utilities; water utilities; private wastewater treatment facilities; allow public service commission to regulate.
Amends sec. 6 of 1939 PA 3 (MCL 460.6).
I.E. House, June 23, 2005.
Returned from House with House substitute (H-3), Tuesday, June 28; laid over under the rules.
Committee recommended I.E.

MESSAGES FROM THE HOUSE

10

- SB 298** Sen. Kuipers
Businesses; business corporations; fee reduction for early stage technology companies; provide for.
Amends sec. 1062 of 1972 PA 284 (MCL 450.2062).
I.E. House, September 28, 2005.
Returned from House with House substitute (H-3), Thursday, September 29; laid over under the rules.
Committee recommended I.E.

11

- SB 359** Sen. Garcia
Economic development; other; biosciences research and commercialization center; establish.
Amends 1984 PA 270 (MCL 125.2001 - 125.2093) by adding ch. 7A.
I.E. House, September 28, 2005.
Returned from House with House substitute (H-3), Thursday, September 29; laid over under the rules.
Committee recommended I.E.

12

- SB 521** Sen. Bishop
Income tax; deductions; deduction for certain investments; provide for.
Amends sec. 30 of 1967 PA 281 (MCL 206.30).
I.E. House, September 28, 2005.
Returned from House with House substitute (H-1), Thursday, September 29; laid over under the rules.
Committee recommended I.E.

13

- SB 533** Sen. Garcia
Economic development; other; the strategic economic investment board and the strategic economic investment bond fund; create in Michigan strategic fund act.
Amends title & secs. 4 & 13 of 1984 PA 270 (MCL 125.2004 & 125.2013) & adds sec. 94 & ch. 8A.
I.E. House, September 28, 2005.
Returned from House with House substitute (H-4), Thursday, September 29; laid over under the rules.
Committee recommended I.E.

14

- SB 74** Sen. Goschka
Crimes; kidnapping; reporting a false "Amber alert"; prohibit and provide penalties.
Amends title of 2002 PA 712 (MCL 28.751 - 28.753) & adds sec. 4.
I.E. House, October 6, 2005.
Returned from House with amendment, Tuesday, October 11; laid over under the rules.
For House amendment, see Senate Journal No. 89, page 1794.
Committee recommended I.E.

MESSAGES FROM THE HOUSE

15

- SB 134** Sen. Cassis
Criminal procedure; sentencing guidelines; sentencing guidelines for crime of intentionally falsely reporting the abduction of a child to authorities; provide for.
Amends sec. 11b, ch. XVII of 1927 PA 175 (MCL 777.11b).
I.E. House, October 6, 2005.
Returned from House with amendment, Tuesday, October 11; laid over under the rules.
For House amendment, see Senate Journal No. 89, page 1794.
Committee recommended I.E.

THIRD READING OF BILLS

16

- SB 102** Sen. Cropsey
Corrections; state facilities; Ionia maximum correctional facility; rename to Jack Welborn correctional facility.
Amends 1953 PA 232 (MCL 791.201 - 791.283) by adding sec. 20d.
Reported by Committee on Judiciary.
Committee recommended I.E.

17

- SB 337** Sen. Allen
Single business tax; credit; tax credit for historical buildings; create and limit issuance of.
Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 35c.
Reported by Committee on Commerce and Labor.
Senate substitute (S-2).
Committee recommended I.E.

18

- HB 4108** Rep. Mayes
Torts; liability; immunity for farmers who use tank locks or dye additives to prevent anhydrous ammonia theft; provide for.
Amends 1961 PA 236 (MCL 600.101 - 600.9947) by adding secs. 2975 & 2976.
I.E. House, June 9, 2005.
House substitute (H-3).
Reported by Committee on Agriculture, Forestry and Tourism.
Senate substitute (S-1).
Committee recommended I.E.

19

- SB 664** Sen. George
Businesses; profit corporations; electronic filing of documents required under business corporation act; authorize.
Amends sec. 131 of 1972 PA 284 (MCL 450.1131).
Reported by Committee on Commerce and Labor.
Senate substitute (S-4).
Committee recommended I.E.

THIRD READING OF BILLS

20

SB 665 Sen. Goschka
Businesses; limited liability companies; electronic filing of documents required under Michigan limited liability company act; authorize.
Amends sec. 104 of 1993 PA 23 (MCL 450.4104).
Reported by Committee on Commerce and Labor.
Senate substitute (S-4).
Committee recommended I.E.

21

SB 666 Sen. Sanborn
Businesses; nonprofit corporations; electronic filing of documents required under nonprofit corporation act; authorize.
Amends sec. 131 of 1982 PA 162 (MCL 450.2131).
Reported by Committee on Commerce and Labor.
Senate substitute (S-4).
Committee recommended I.E.

22

SB 667 Sen. Jelinek
Businesses; partnerships; electronic filing of documents required under Michigan revised uniform limited partnership act; authorize.
Amends sec. 206 of 1982 PA 213 (MCL 449.1206).
Reported by Committee on Commerce and Labor.
Senate substitute (S-4).
Committee recommended I.E.

23

HB 4737 Rep. Cushingberry
Taxation; utility users; use of tax proceeds; modify.
Amends sec. 2 of 1990 PA 100 (MCL 141.1152).
I.E. House, September 22, 2005.
Reported by Committee on Finance.
Senate substitute (S-1).
Committee recommended I.E.

24

SB 663 Sen. Patterson
Single business tax; credit; small business credit for taxpayer whose business is to provide temporary staffing; increase.
Amends sec. 31 of 1975 PA 228 (MCL 208.31).
Reported by Committee on Economic Development, Small Business and Regulatory Reform.
Senate substitute (S-1).
Committee recommended I.E.

25

SB 506 Sen. Olshove
Water; quality; disposal of contaminated dredge materials into the Great Lakes; prohibit.
Amends sec. 3101 of 1994 PA 451 (MCL 324.3101) & adds sec. 3109c.
Reported by Committee on Natural Resources and Environmental Affairs.
Senate substitute (S-1).
Committee recommended I.E.

THIRD READING OF BILLS

26

SB 722 Sen. Barcia
Occupations; accounting; licensing fees; revise and create restricted fund.
Amends sec. 11 of 1979 PA 152 (MCL 338.2211).
Reported by Committee on Banking and Financial Institutions.
Senate substitute (S-1).
Committee recommended I.E.

27

SB 723 Sen. Bishop
Occupations; accounting; revisions to article 7 of the occupational code; provide for.
Amends secs. 601, 602, 721, 723, 725, 729, 732, 734 & 735 of 1980 PA 299 (MCL 339.601 et seq.).
Reported by Committee on Banking and Financial Institutions.
Senate substitute (S-1).
Committee recommended I.E.

28

SB 724 Sen. Bishop
Criminal procedure; sentencing guidelines; crime of unauthorized practice of public accounting; include in sentencing guidelines.
Amends sec. 13p, ch. XVII of 1927 PA 175 (MCL 777.13p).
Reported by Committee on Banking and Financial Institutions.
Senate substitute (S-1).
Committee recommended I.E.

GENERAL ORDERS

29

SB 233 Sen. Bishop
Administrative procedure; rules; rescission of proposed credit scoring rules; provide for.
Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 2111a.
Referred to Committee of the Whole pursuant to MCL 24.245a.

30

SB 196 Sen. Jelinek
Legislature; legislators; legislator to substitute teach in public schools without pay; allow.
Amends secs. 1230, 1230a & 1233 of 1976 PA 451 (MCL 380.1230 et seq.).
Reported by Committee on Education.
Senate substitute (S-1).
Committee recommended I.E.

GENERAL ORDERS

31

SB 448 Sen. Cropsey
Courts; judges; salary for judges; revise, establish concurrent jurisdiction for probate judge and district judge, and provide other amendments.
Amends secs. 226, 303d, 410, 810, 859, 871, 1105, 1701, 8322, 8344, 8507 & 8611 of 1961 PA 236 (MCL 600.226 et seq.); adds secs. 411 & 8808 & repeals secs. 557, 557a, 557b, 8555 & 9947 of 1961 PA 236 (MCL 600.557 et seq.).
Reported by Committee on Judiciary.
For Senate amendment, see Senate Journal No. 48, page 708.
Committee recommended I.E.

32

HB 4481 Rep. Gaffney
Elections; voting procedures; certain restrictions on requests for registration or absentee ballots; revise.
Amends sec. 759a of 1954 PA 116 (MCL 168.759a) & repeals sec. 504 of 1954 PA 116 (MCL 168.504).
I.E. House, April 19, 2005.
House substitute (H-1).
Reported by Committee on Government Operations.
Senate substitute (S-1).
Committee recommended I.E.

33

SB 43 Sen. Thomas
Income tax; credit; certain physicians with medical care practices in medically underserved areas; provide credit.
Amends 1967 PA 281 (MCL 206.1 - 206.532) by adding sec. 272.
Reported by Committee on Finance.
Senate substitute (S-1).
Committee recommended I.E.

34

SB 472 Sen. Kuipers
Energy; other; Michigan superconducting super collider commission; eliminate.
Amends sec. 11 of 1987 PA 26 (MCL 3.821).
Reported by Committee on Local, Urban and State Affairs.
Committee recommended I.E.

35

SB 475 Sen. Hardiman
Higher education; research; state research fund feasibility review panel; eliminate.
Amends sec. 2 of 1982 PA 175 (MCL 125.1952).
Reported by Committee on Local, Urban and State Affairs.
Committee recommended I.E.

36

SB 476 Sen. Sanborn
State; funds; Michigan strategic fund, research center fund advisory committee; eliminate.
Amends sec. 77 of 1984 PA 270 (MCL 125.2077).
Reported by Committee on Local, Urban and State Affairs.
Committee recommended I.E.

GENERAL ORDERS

37

SB 633 Sen. Cassis
Single business tax; rate; rate reduction; provide for.
Amends sec. 31 of 1975 PA 228 (MCL 208.31) & repeals enacting section 1 of 2002 PA 531 & enacting section 3 of 1999 PA 115.
Reported by Committee on Finance.
Senate substitute (S-1).
Committee recommended I.E.

38

SB 634 Sen. Cassis
Single business tax; apportionment; sales factor; increase to 100%.
Amends sec. 45a of 1975 PA 228 (MCL 208.45a).
Reported by Committee on Finance.
Senate substitute (S-1).
Committee recommended I.E.

39

HB 4555 Rep. Pearce
Transportation; funds; certain portion of transportation funds earmarked for nonmotorized trails; provide for.
Amends sec. 10k of 1951 PA 51 (MCL 247.660k).
I.E. House, June 9, 2005.
House substitute (H-2).
Reported by Committee on Commerce and Labor.
Senate substitute (S-2).
Committee recommended I.E.

40

SJR E Sen. Stamas
Land use; condemnation; taking of private property by eminent domain for the primary benefit of private entities; prohibit.
Amends sec. 54, art. X of the state constitution.
Reported by Committee on Transportation.
Senate substitute (S-2).

41

SB 693 Sen. Brown
Land use; condemnation; use of eminent domain to transfer private property to private entities; prohibit.
Amends sec. 3 of 1911 PA 149 (MCL 213.23).
Reported by Committee on Transportation.
Senate substitute (S-3).
Committee recommended I.E.

42

SB 736 Sen. Goschka
Corrections; jails; expense of inmate medical care; require sheriff to draw on inmate's health care policy before county is charged.
Amends secs. 4 & 4a of 1846 RS 171 (MCL 801.4 & 801.4a).
Reported by Committee on Appropriations.
Senate substitute (S-1).
Committee recommended I.E.

GENERAL ORDERS

43

- SB 662** Sen. Sanborn
 State; purchasing; competitive bidding; require in most circumstances.
 Amends sec. 261 of 1984 PA 431 (MCL 18.1261).
Reported by Committee on Economic Development, Small Business and Regulatory Reform.
Senate substitute (S-2).
Committee recommended I.E.

44

- SB 789** Sen. Birkholz
 Environmental protection; water pollution; strategic water quality initiatives fund; allow to be used for grant program.
Reported by Committee on Natural Resources and Environmental Affairs.
Committee recommended I.E.

45

- SB 790** Sen. Van Woerkom
 Environmental protection; water pollution; strategic water quality initiatives fund; allow to be used for grant program.
Reported by Committee on Natural Resources and Environmental Affairs.
Committee recommended I.E.

46

- HB 4572** Rep. Stakoe
 Environmental protection; water pollution; Great Lakes water quality bonds; create fund to be expended for grants for engineering and consulting costs associated with sewage treatment projects.
 Amends 1985 PA 227 (MCL 141.1051 - 141.1076) by adding sec. 16c.
I.E. House, May 3, 2005.
House substitute (H-5).
Reported by Committee on Natural Resources and Environmental Affairs.
Senate substitute (S-5).
Committee recommended I.E.

47

- HB 4573** Rep. Nitz
 Environmental protection; water pollution; Great Lakes water quality bonds; transfer a portion of the money to the wastewater application grant fund.
 Amends sec. 19708 of 1994 PA 451 (MCL 324.19708).
I.E. House, May 3, 2005.
House substitute (H-5).
Reported by Committee on Natural Resources and Environmental Affairs.
Senate substitute (S-3).
Committee recommended I.E.

GENERAL ORDERS

48

- HB 5110** Rep. Kooiman
 Children; child care; before- and after-school programs; provide procedures for deemed status.
 Amends sec. 1 of 1973 PA 116 (MCL 722.111).
I.E. House, September 21, 2005.
House substitute (H-1).
Reported by Committee on Families and Human Services.
Committee recommended I.E.

RESOLUTIONS

49

- SCR 28** Sen. Johnson
 A concurrent resolution to increase the total project cost of the Department of Corrections Riverside Correctional Facility Power Plant Automation project.
Reported by Committee on Appropriations.
For text of resolution, see Senate Journal No. 78, page 1289.
Adoption pending.

COMMITTEE REPORTS

50

- SB 308** Sen. Olshove
 Crimes; obscenity; parent displaying sexually explicit material to minor; establish as a crime.
 Amends sec. 6 of 1978 PA 33 (MCL 722.676).
Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

51

- HB 4133** Rep. Mortimer
 Civil procedure; service of process; prohibition of process service on Sunday and election day; repeal.
 Repeals sec. 1831 of 1961 PA 236 (MCL 600.1831).
I.E. House, June 21, 2005.
House substitute (H-3).
Reported by Committee on Judiciary.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

52

HB 5047 Rep. Huizenga
Economic development; other; jobs for Michigan fund; create and fund the commercialization of competitive edge technologies.
Amends title & secs. 3, 4 & 13 of 1984 PA 270 (MCL 125.2003 et seq.) & adds secs. 94 & 95 & ch. 8A.
I.E. House, September 28, 2005.
House substitute (H-7).
Reported by Committee on Government Operations.
Senate substitute (S-2).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

53

HB 5048 Rep. Huizenga
State; funds; securitization of tobacco funds; provide for. Creates new act.
I.E. House, September 28, 2005.
House substitute (H-3).
Reported by Committee on Government Operations.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

54

HB 5109 Rep. Baxter
State; funds; Michigan trust fund act; modify to accommodate securitization of tobacco revenue.
Amends title & sec. 2 of 2000 PA 489 (MCL 12.252); adds sec. 7 & repeals secs. 3 & 5 of 1999 PA 94 (MCL 390.1453 & 390.1455).
I.E. House, September 28, 2005.
House substitute (H-1).
Reported by Committee on Government Operations.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

55

HB 5215 Rep. Hildenbrand
Single business tax; other; Michigan early stage venture investment act; provide for tax voucher alternative to tax credit.
Amends sec. 37e of 1975 PA 228 (MCL 208.37e).
I.E. House, September 28, 2005.
House substitute (H-1).
Reported by Committee on Government Operations.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

56

HB 5216 Rep. David Law
Income tax; other; Michigan early stage venture investment act; provide for tax voucher alternative to tax credit.
Amends sec. 270 of 1967 PA 281 (MCL 206.270).
I.E. House, September 28, 2005.
House substitute (H-1).
Reported by Committee on Government Operations.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

57

SB 799 Sen. Brater
Environmental protection; water pollution; state water pollution control revolving fund; allow to be used for project planning.
Amends sec. 5301 of 1994 PA 451 (MCL 324.5301).
Reported by Committee on Natural Resources and Environmental Affairs.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

58

SB 800 Sen. Basham
Environmental protection; water pollution; grants for water pollution control activities; authorize grant agreements.
Amends 1985 PA 227 (MCL 141.1051 - 141.1076) by adding sec. 16d.
Reported by Committee on Natural Resources and Environmental Affairs.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

59

HB 4997 Rep. Hunter
Financial institutions; savings banks; duplicate suspicious activity report filing; eliminate.
Repeals sec. 514 of 1996 PA 354 (MCL 487.3514).
I.E. House, September 7, 2005.
Reported by Committee on Banking and Financial Institutions.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

60

HB 4998 Rep. Clemente
Financial institutions; savings and loan associations; duplicate suspicious activity report filing; eliminate.
Repeals sec. 1135 of 1980 PA 307 (MCL 491.1135).
I.E. House, September 7, 2005.
Reported by Committee on Banking and Financial Institutions.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

61

HB 4999 Rep. Hune
 Financial institutions; credit unions; duplicate suspicious activity report filing; eliminate.
 Repeals sec. 307 of 2003 PA 215 (MCL 490.307).
I.E. House, September 7, 2005.
Reported by Committee on Banking and Financial Institutions.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

62

HB 5000 Rep. Green
 Financial institutions; banks; duplicate suspicious activity report filing; eliminate.
 Repeals sec. 4406 of 1999 PA 276 (MCL 487.14406).
I.E. House, September 7, 2005.
Reported by Committee on Banking and Financial Institutions.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

63

HB 4325 Rep. Mortimer
 Occupations; physicians; performance of needle electromyography and the performance and interpretation of nerve conduction studies; clarify who is authorized to perform.
 Amends secs. 17001 & 17501 of 1978 PA 368 (MCL 333.17001 & 333.17501) & adds secs. 17018 & 17518.
I.E. House, April 20, 2005.
House substitute (H-1).
Reported by Committee on Health Policy.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

SCHEDULED MEETINGS

Appropriations -

Subcommittee -

Higher Education - Wednesday, November 2, 8:30 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1760)

Commerce and Labor - Tuesday, October 18, 3:00 p.m., Room 100, Farnum Building (373-2413)

Economic Development, Small Business and Regulatory Reform - Wednesday, October 19, 3:00 p.m., Rooms 402 and 403, Capitol Building (373-7670)

Judiciary - Tuesday, October 18, 1:00 p.m., Room 210, Farnum Building (373-3760)

Local, Urban and State Affairs - Thursday, October 20, 1:00 p.m., Room 110, Farnum Building (373-1707)

Natural Resources and Environmental Affairs - Tuesday, October 18, 3:00 p.m., Room 110, Farnum Building (373-3447)

Senate Fiscal Agency Board of Governors - Thursday, October 27, 9:00 a.m., Room S-101, Capitol Building (373-0797)

Senior Citizens and Veterans Affairs - Wednesday, October 19, 1:00 p.m., Room 100, Farnum Building (373-1707)

Technology and Energy - Wednesday, October 19, 3:00 p.m., Room 210, Farnum Building (373-7350)

Transportation - Tuesday, October 18, 1:00 p.m., Room 110, Farnum Building (373-7708)

BILLS IN CONFERENCE

| Bill No. | Brief Title | Conferees | | Report Agreed To | |
|----------|--|------------------------------|----------------------------------|------------------|-------|
| | | Senate | House | Senate | House |
| HB 4834 | Financial institutions; other; regulation and licensing of deferred presentment service providers and transactions; provide for. | Sanborn Gilbert Jacobs | Robertson Palsrok McConico | | |